

RECOMMENDING COMMITTEE AGENDA
RECOMMENDING COMMITTEE MEETING OF: APRIL 18, 2006

- CALL TO ORDER

MINUTES:

PRESENT: COUNCILMEMBERS TARKANIAN and ROSS

Also Present: DEPUTY CITY MANAGER STEVE HOUCHENS, CHIEF DEPUTY CITY ATTORNEY VAL STEED, and DEPUTY CITY CLERK GABRIELA PORTILLO-BRENNER

- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW

MINUTES:

ANNOUNCEMENT MADE - meeting noticed and posted at the following locations:

City Clerk's Bulletin Board, City Hall Plaza, 2nd Floor Skybridge

Bulletin Board, City Hall Plaza (next door to Metro Records)

Las Vegas Library, 833 Las Vegas Boulevard North

Clark County Government Center, 500 S. Grand Central Parkway

Grant Sawyer Building, 555 E. Washington Avenue

(4:03)

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AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: APRIL 18, 2006

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2006-17 - Annexation No. ANX-11204 - Property location: At 7970 Racel Street; Petitioned by: Paul Harber; Acreage: 1.53 acres; Zoned: R-E (County zoning), U (RNP) (City equivalent). Sponsored by: Councilman Steven D. Ross

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property located at 7970 Racel Street. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (May 12, 2006) is set by this ordinance.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

1. Bill No. 2006-17 and Location Map
2. Submitted after final agenda - Letter to withdraw annexation by Paul Harber

MOTION:

COUNCILMAN ROSS recommended striking Bill No. 2006-17. COUNCILWOMAN TARKANIAN concurred.

MINUTES:

COUNCILWOMAN TARKANIAN declared the Public Hearing open.

COUNCILMAN ROSS recommended striking this bill.

No one appeared in opposition.

COUNCILWOMAN TARKANIAN declared the Public Hearing closed.

(4:03 - 4:04)

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AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: APRIL 18, 2006

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2006-18 - Adopts an updated version of the Las Vegas Downtown Centennial Plan, together with related development standards. Sponsored by: Councilman Gary Reese

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

In 2000 the City Council adopted the Downtown Centennial Plan, along with related design standards, to guide development in the downtown area. The Plan has been updated in order to reflect and address changing conditions, goals, priorities and strategies, and this bill will adopt the updated Plan. The updated Plan was approved by the Planning Commission on January 26, 2006, and will replace and supersede the 2000 Plan.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

1. Bill No. 2006-18
2. Submitted at meeting: written comments of Tom McGowan
3. Submitted at meeting: letter of opposition from Marc J. Furman on behalf of the Carpenters Union
4. Verbatim Transcript

MOTION:

COUNCILMAN ROSS recommended forwarding Bill No. 2006-18 to Full Council with no recommendation for hearing at the 6/21/2006 City Council meeting, not to be heard before 4:00 p.m., with direction to the City Clerk to publish for adoption at the City Council meeting of 6/21/2006. COUNCILWOMAN TARKANIAN concurred.

MINUTES:

NOTE: A Verbatim Transcript is made a part of the Final Minutes.

COUNCILWOMAN TARKANIAN declared the Public Hearing open.

APPEARANCES:

LOIS TARKANIAN, Councilwoman

STEVEN ROSS, Councilman

UNIDENTIFIED FEMALE SPEAKER IN THE AUDIENCE

TOM MCGOWAN, Las Vegas resident

STEVE HOUCHENS, Deputy City Manager

MARGO WHEELER, Director, Planning and Development

RECOMMENDING COMMITTEE MEETING OF: APRIL 18, 2006

MINUTES - Continued:

UNIDENTIFIED SPEAKERS IN AUDIENCE

BOB BELLIS, President, John S. Park Neighborhood Association

GABRIELA PORTILLO-BRENNER, Deputy City Clerk II

BOB COFFIN, Senator

UNIDENTIFIED MALE SPEAKER

FRANK SCHRECK, Attorney, 300 South Fourth Street

VAL STEED, Chief Deputy City Attorney

MARC FURMAN, Carpenters Union

AUDIENCE

CHRIS CHRISTOFF, 335 West Cincinnati

COUNCILWOMAN TARKANIAN declared the Public Hearing closed.

(4:04 - 4:43)

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AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: APRIL 18, 2006

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2006-19 - Updates the "Rural Preservation Overlay District Map" and revises the means of updating the Map in the future. Proposed by: M. Margo Wheeler, Director of Planning and Development

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Last October the City Council adopted Ordinance No. 5791, establishing the Rural Preservation Overlay District. The Overlay District Map is intended to show which properties in the City qualify under the definition of a "rural preservation neighborhood." It was understood that the Map would be changed from time to time to reflect ongoing changes caused by development patterns. This bill will update the Map, as well as the means by which it may be amended as necessary to reflect future changes.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2006-19

MOTION:

COUNCILMAN ROSS recommended Bill 2006-19 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILWOMAN TARKANIAN concurred.

MINUTES:

COUNCILWOMAN TARKANIAN declared the Public Hearing open.

MARGO WHEELER, Director, Planning and Development, indicated that the proposed map accomplishes certain things: 1) updates the ordinance approved in October of 2005 regarding the Rural Preservation Overlay District (RPOD); 2) removes subdivided or development areas with fewer than the ten residential dwelling units required to make the findings for the RPOD; 3) removes parcels within 330 feet of a 100-foot or greater right-of-way street; 4) provides a mechanism for changing the RPOD map so that staff may update it as these changes occur in the field.

TOM AMICK, Attorney, Kummer, Kaempfer, Bonner, Renshaw, and Ferrario, 3800 Howard Hughes Parkway; appeared on behalf of Focus Property Group. He commented that he fully understands staff's desire to keep a constant current map. However, he opined that the language in this bill is too broad and allows administrative changes. MS. WHEELER explained that the only qualifying criteria is whether a house exists on the property and whether property is 330 feet of a 100-foot right-of-way. There is no discretion being granted to staff. The language is what it is. ATTORNEY AMICK insisted that the language should be tightened.

RECOMMENDING COMMITTEE MEETING OF: APRIL 18, 2006

MINUTES - Continued:

COUNCILMAN ROSS asked ATTORNEY AMICK if he had any suggested language. ATTORNEY AMICK answered that he would like additional time to have a meeting with CHIEF DEPUTY CITY ATTORNEY STEED or MS. WHEELER and discuss possible language changes. COUNCILMAN ROSS remarked that the language is clear to him.

At the request of COUNCILMAN ROSS, MS. WHEELER explained that there either is a house or there is not and the house is either within the required distance or it is not. With regard to a public hearing on whether there is a house or not, staff would find it unnecessary, given that there is no discretion as to whether or not a property qualifies. COUNCILMAN ROSS emphasized that the language is cut and dry. ATTORNEY AMICK still had concerns with language allowing staff to add or remove areas. He urged COUNCILMEMBERS TARKANIAN and ROSS to allow him additional time. COUNCILMAN ROSS stated that ATTORNEY AMICK had sufficient time to review the two-page bill. ATTORNEY AMICK indicated that he would try to work with MS. WHEELER and her staff before the Council considers this matter.

COUNCILWOMAN TARKANIAN declared the Public Hearing closed.

(4:43 - 4:52)

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AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: APRIL 18, 2006

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2006-21 - Amends Ordinance No. 5819, relating to the annexation of property, to correct the legal description and zoning classification contained therein (Location - 4584 Madre Mesa Drive).
Proposed by: M. Margo Wheeler, Director of Planning and Development

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The City Council recently adopted an ordinance for the purpose of annexing property located at 4584 Madre Mesa Drive. It has been determined that the legal description of the property, as listed in the ordinance, was incomplete, and the proposed zoning designation was incorrect. This bill will include the complete legal description and correct the zoning designation (R-E instead of U (R)).

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2006-21

MOTION:

COUNCILMAN ROSS recommended Bill 2006-21 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILWOMAN TARKANIAN concurred.

MINUTES:

COUNCILWOMAN TARKANIAN declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY STEED stated that this bill adds the missing words in the legal description and the missing land use category. The corrected bill will be recorded. He recommended approval. COUNCILWOMAN TARKANIAN asked if the changes will be included as the bill moves forward. CHIEF DEPUTY CITY ATTORNEY STEED answered that this bill already contains the necessary changes.

TOM McGOWAN, Las Vegas resident, said he had no comments to make on this matter.

COUNCILWOMAN TARKANIAN declared the Public Hearing closed.

(4:52 - 4:54)

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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: APRIL 18, 2006

CITIZENS PARTICIPATION: PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE COMMITTEE. NO SUBJECT MAY BE ACTED UPON BY THE COMMITTEE UNLESS THAT SUBJECT IS ON THE AGENDA AND IS SCHEDULED FOR ACTION. IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME FOR THE RECORD. THE AMOUNT OF DISCUSSION ON ANY SINGLE SUBJECT, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, MAY BE LIMITED

BACKUP DOCUMENTATION:

Submitted at meeting: written comments of Tom McGowan

MINUTES:

TOM McGOWAN, Las Vegas resident, read and submitted his written comments, a copy of which is made a part of the minutes. COUNCILMEMBERS TARKANIAN and ROSS advised MR. McGOWAN that he had to limit his comments under Citizens Participation to matters within the jurisdiction of the Recommending Committee.

(4:54 - 4:58)

1-1733

THE MEETING ADJOURNED AT 4:58 P.M.

Respectfully submitted:

Gabriela Portillo-Brenner, Deputy City Clerk
May 1, 2006